

**Filed 9/27/05 by Clerk of Supreme Court**  
**IN THE SUPREME COURT**  
**STATE OF NORTH DAKOTA**

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2005 ND 161

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M.S.B., Plaintiff and Appellant

and

J.M.B., a minor child, Plaintiff

v.

J.M.B., Defendant and Appellee

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No. 20050075

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Appeal from the District Court of Cass County, East Central Judicial District,  
the Honorable Wade L. Webb, Judge.

AFFIRMED.

Per Curiam.

James R. Brothers, Wold Johnson, P.C., P.O. Box 1680, Fargo, ND 58107-1680, for plaintiff and appellant.

Michael A. Birrenkott, Gjesdahl & Associates, 107 8th Street N., Fargo, ND 58102-4914, for defendant and appellee.

**M.S.B. v. J.M.B.**

**No. 20050075**

**Per Curiam.**

[¶1] M.S.B. appeals from an East Central Judicial District judgment awarding physical custody of the parties' minor child to J.M.B. We summarily affirm the trial court's judgment under N.D.R.App.P. 35.1(a)(2).

[¶2] Gerald W. VandeWalle, C.J.  
Dale V. Sandstrom  
Daniel J. Crothers  
Mary Muehlen Maring  
Carol Ronning Kapsner